

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**CRYSTAL AMAYA, BRAD CATES,  
BRIAN MOORE, and KIM RONQUILLO,**

**Plaintiffs,**

**v.**

**No. 14-cv-0599 WJ/SMV**

**SAM BREGMAN, MICHAEL CORWIN,  
JAMIE ESTRADA, ANISSA GALASSINI-FORD,  
JASON LOERA, and BRUCE WETHERBEE,**

**Defendants.<sup>1</sup>**

**MEMORANDUM OPINION AND ORDER OVERRULING DEFENDANT BREGMAN'S  
OBJECTIONS TO MAGISTRATE JUDGE'S RULING ON WHETHER DEFENDANTS  
MAY CONDUCT DISCOVERY INTO PLAINTIFFS' MOTIVES FOR BRINGING  
LAWSUIT AND CORRUPTION IN THE MARTINEZ ADMINISTRATION**

THIS MATTER is before the Court on Defendant Bregman's Objections to Magistrate Judge's Ruling on Whether Defendants Can Conduct Discovery into Plaintiffs' Motives for Bringing the Lawsuit and Corruption in the Martinez Administration on January 11, 2016 [Doc. 350], filed January 28, 2016. Defendant Wetherbee joined the objections on the same day [Doc. 353], and Defendant Corwin joined the objections on January 29, 2016, [Doc. 354]. Having considered the Objections, the applicable law, and being otherwise fully informed and advised, the Court finds that Defendant Bregman's Objections are not timely and are therefore **OVERRULED.**

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<sup>1</sup> On March 23, 2015, the Court dismissed all claims against Defendant Anissa Galassini-Ford. [Doc. 98]. Accordingly, Galassini-Ford is no longer a party to this action. On April 14, 2015, the Clerk of Court entered default against Defendant Jason Loera. [Doc. 110].

### **Background**

On January 11, 2016, the Honorable Stephan M. Vidmar, United States Magistrate Judge, held a hearing on, among other issues, the proper substantive and temporal scope of discovery in this case. [Doc. 321]. At the end of that hearing, the Magistrate Judge ruled in part that no discovery would be allowed on “[P]laintiffs’ motives for bringing the lawsuit . . . [or] whether there is or was corruption in Governor Martinez’s administration.” Hrg. Tr. 213:8–14. The Order memorializing this ruling was filed on January 13, 2016. [Doc. 323] at 2 (“No party may conduct discovery on Plaintiffs’ motivation for bringing this lawsuit, alleged past or present corruption in Governor Susana Martinez’s administration . . .”). Defendant Bregman filed his objections to this ruling fifteen days later, on January 28, 2016. [Doc. 350].

### **Timeliness of Objections**

Federal Rule of Civil Procedure 72(a) requires parties to “serve and file objections to the [Magistrate Judge’s order on a non-dispositive matter] within 14 days after being served with a copy” of the order. Under this Rule, Defendant Bregman had until January 27, 2016, to file any objections to the Magistrate Judge’s Order. The Notice of Electronic Filing indicates that Defendant Bregman filed these particular objections on January 28, 2016. Defendant Bregman’s objections are untimely.

**Conclusion**

**IT IS THEREFORE ORDERED** that Defendant Bregman's Objections to Magistrate Judge's Ruling on Whether Defendants Can Conduct Discovery into Plaintiffs' Motives for Bringing the Lawsuit and Corruption in the Martinez Administration on January 11, 2016 [Doc. 350] are **OVERRULED**.

  

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**UNITED STATES DISTRICT JUDGE**